

FILED

Form 2650 (12/15)

AUG 30 2019

U.S. DISTRICT COURT  
EASTERN DISTRICT OF MO  
ST. LOUIS

## United States Bankruptcy Court

Eastern District Of Virginia

In re Health Diagnostic Laboratory, Inc.

Debtor

Case No. 15-32919-KRHRichard Arrowsmith, Liquidating Trustee

Plaintiff

Chapter 11v.  
UCSL LLC d/b/a Downtown Urgent Care

Defendant

Adv. Proc. No. 17-04046CERTIFICATION OF JUDGMENT FOR  
REGISTRATION IN ANOTHER DISTRICT

I, clerk of the United States Bankruptcy Court, do certify that the attached judgment is a true and correct copy of the original judgment entered in this proceeding on May 21, 2019 as it appears in the records of this court, and that: (date)

- ☒ No notice of appeal from this judgment has been filed, and no motion of the kind set forth in Federal Rule of Civil Procedure 60, as made applicable by Federal Rule of Bankruptcy Procedure 9024, has been filed.
- ☐ No notice of appeal from this judgment has been filed, and any motions of the kind set forth in Federal Rule of Civil Procedure 60, as made applicable by Federal Rule of Bankruptcy Procedure 9024, have been disposed of, the latest order disposing of such a motion having been entered on \_\_\_\_\_ (date).
- ☐ An appeal was taken from this judgment, and the judgment was affirmed by mandate of the \_\_\_\_\_ issued on \_\_\_\_\_ (name of court) (date).
- ☐ An appeal was taken from this judgment, and the appeal was dismissed by order entered on \_\_\_\_\_ (date).

WILLIAM C. REDDEN

Clerk of the Bankruptcy Court

July 10, 2019

Date

By: Londace Hoxley

Deputy Clerk

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**In re:**

**HEALTH DIAGNOSTIC LABORATORY,  
INC., et al.,**

**Debtors.<sup>1</sup>**

**RICHARD ARROWSMITH AS  
LIQUIDATING TRUSTEE OF THE HDL  
LIQUIDATING TRUST,**

**Plaintiff,**

**v.**

**UCSL LLC D/B/A DOWNTOWN URGENT  
CARE, et al.,**

**Defendants.**

**Chapter 11**

**Case No.: 15-32919-KRH**

**Jointly Administered**

**Adv. Proceeding No. 17-04046-KRH**

**ORDER GRANTING THE ENTRY OF DEFAULT AND DEFAULT JUDGMENT**

On March 25, 2019, Richard Arrowsmith, in his capacity as Liquidating Trustee of the HDL Liquidating Trust (the “**Liquidating Trustee**”), appointed pursuant to the confirmed Modified Second Amended Plan of Liquidation (the “**Plan**”) of Health Diagnostic Laboratory,

<sup>1</sup> The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are: Health Diagnostic Laboratory, Inc. (0119), Central Medical Laboratory, LLC (2728), and Integrated Health Leaders, LLC (2434).

Cullen D. Speckhart (VSB No. 79096)

**WOLCOTT RIVERS GATES**

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*Counsel to Plaintiff Richard Arrowsmith,  
Liquidating Trustee of the HDL Liquidating Trust*

Inc., and its affiliated debtors and debtors in possession (the “**Debtors**” or “**HDL**”) in their jointly administered bankruptcy cases (the “**Chapter 11 Cases**”), by and through his undersigned counsel, filed his *Motion for Entry of Default and Default Judgment* (the “**Motion**”) against UCSL LLC d/b/a Downtown Urgent Care and Sonny S. Saggar (the “**Defendants**”), in the above-captioned Adversary Proceeding.<sup>2</sup> Having received no response, objection, or other responsive pleading, the Certificate of No Objection Regarding Motion for Entry of Default and Default Judgment [Docket No. 8] was filed on May 2, 2019. The Court, having considered the Motion submitted by the Plaintiff, it appearing that due notice was given and that good cause exists to grant the relief sought in the Motion, it is hereby

**ADJUDGED, ORDERED AND DECREED:**

1. The Motion is **GRANTED**.
2. Default is hereby entered against the Defendants as authorized by Federal Rule of Bankruptcy Procedure 7055.
3. Default Judgment is hereby entered in favor of the Plaintiff and against the Defendants in the above captioned Adversary Proceeding and all relief sought by the Plaintiff therein is granted, including the following:
  - a. Plaintiff is hereby awarded the avoidable transfers in the amount of \$7,415.00;
  - b. Plaintiff is hereby awarded his costs and expenses incurred in connection with this Adversary Proceeding, including attorney’s fees, in the total amount of \$1,000.00;
  - c. Judgment is entered in favor of the Plaintiff and against the Defendant in the amount of \$8,415.00, which includes the amount of avoidable transfers, costs and expenses, including reasonable attorney’s fees;
  - d. Post-judgment interest at the maximum legal rate running from the date of the

<sup>2</sup> Unless otherwise defined herein, capitalized terms shall have the meanings ascribed to them in the Motion.

Judgment until the date the Judgment is paid in full;

- e. The Defendants are hereby ordered to pay forthwith the amount of the Judgment granted herein; and
- f. Any Claim of the Defendants pursuant to section 502(d) of the Bankruptcy Code is hereby disallowed.

4. The Defendants are hereby directed to pay forthwith the amount of the Judgment.

Dated: May 17 2019  
Richmond, Virginia

/s/ Kevin R Huennekens  
UNITED STATES BANKRUPTCY JUDGE

Entered on Docket: May 21 2019

I ask for this:

By: /s/ Cullen D. Speckhart

Cullen D. Speckhart (VSB No. 79096)

**WOLCOTT RIVERS GATES**

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*Counsel to Richard Arrowsmith,*

*Liquidating Trustee of the HDL Liquidating Trust*

A True Copy Teste:  
William C. Redden, Clerk  
By: [Signature]  
Deputy Clerk

**CERTIFICATE OF ENDORSEMENT**  
**PURSUANT TO LOCAL BANKRUPTCY RULE 9022-1**

I hereby certify, under Local Rule 9022-1, that the foregoing Order has been endorsed by and/or served upon all necessary parties.

/s/ Cullen D. Speckhart

Cullen D. Speckhart

**FILED**

**AUG 30 2019**

**U. S. DISTRICT COURT  
EASTERN DISTRICT OF MO  
ST. LOUIS**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

**RICHARD ARROWSMITH AS LIQUIDATING  
TRUSTEE OF THE HDL LIQUIDATING TRUST.**

**Judgment Creditor/Plaintiff**

**vs.**

**CASE No. \_\_\_\_\_**

**UCSL LLC D/B/A  
DOWNTOWN URGENT CARE, et al.**

**Judgment Debtor/Defendant**

**AFFIDAVIT OF FOREIGN JUDGMENT**

STATE OF ARKANSAS

COUNTY OF WASHINGTON

ss.

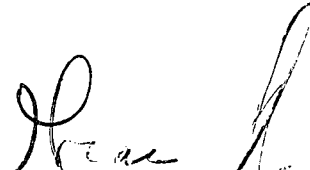
COMES NOW Grace K. Johnson, the affiant, and, as attorney of record for the Judgment Creditor/Plaintiff, states under oath as follows:

1. On May 17 2019, the Judgment Creditor obtained a judgment against Judgment Debtor, **UCSL LLC d/b/a DOWNTOWN URGENT CARE**, in an action entitled *In re Health Diagnostic Laboratory, Inc.; Richard Arrowsmith, Liquidating Trustee v. UCSL LLC, d/b/a Downtown Urgent Care, et al.*, Case No. 15-32919-KRH, Chpt 11, Adv. Proc. No. 17-04046-KRH, in the U.S. Bankruptcy Court of the Eastern District of Virginia. A certified copy of the Judgment is being filed hereto contemporaneously with this Affidavit.

2. The Judgment has not been satisfied and is entitled to recognition in Missouri.

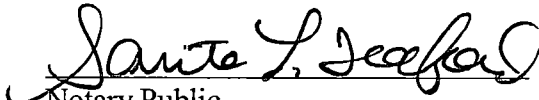
3. The name and address of the **Judgment Creditor is Richard Arrowsmith as Liquidating Trustee of the HDL Liquidating Trust, regarding the debtors: Health Diagnostic Laboratory, Inc., Central Medical Laboratory, LLC, and Integrated Health Leaders, LLC**; Wolcott Rivers Gates, 919 E. Main Street, Suite 2010, Richmond, VA, 23219; 200 Bendix Road, Suite 300, Virginia Beach, VA, 23452. The name and last known address of the Judgment Debtor is **UCSL LLC d/b/a Downtown Urgent Care**, c/o Creighton Cohn, Registered Agent, 7751 Carondelet Avenue, Suite 204, Clayton, MO 63105.

FURTHER, AFFIANT SAYETH NOT.

  
\_\_\_\_\_  
Grace K. Johnson  
ED Mo Bar # 2009203AR

*Attorney for Judgment Creditor/Plaintiff*

Subscribed and sworn to before me this 20<sup>th</sup> day of August, 2019.

  
\_\_\_\_\_  
Notary Public

